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 8 CHRIS PERRY, ANGELA HIGGERSON, and
 KENNETH PANDO

9 **UNITED STATES DISTRICT COURT**

10 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

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 12 J.F. a minor, by her Guardian ad Litem
 13 CHERISE ABEL-IRBY,

14 Plaintiff,

15 vs.

16 NEW HAVEN UNIFIED SCHOOL
 DISTRICT, ABHI BRAR, CHRIS PERRY,
 17 ANGELA HIGGERSON, KENNETH
 PANDO and DOES 1-20,

18 Defendants.

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 CASE NO. C 13-03808 SI (EDL)

**NOTICE OF CONDITIONAL
 SETTLEMENT; WAIVER OF
 RESPONSIVE PLEADING DEADLINE
 AND WITHDRAWAL OF PENDING
 MOTIONS**

The Hon. Susan Illston

Trial Date: June 22, 2014

21 TO THE COURT:

22 The parties participated in a mediation and entered into a conditional settlement agreement
 23 on January 5, 2015. The settlement would dispose of the entire case and is conditioned upon
 24 approval by the New Haven Unified School District Board of Education who will consider the
 25 agreement at its next regularly scheduled meeting on January 20, 2015. Payment under the
 26 agreement and the parties' stipulation to dismiss is then anticipated on or before March 23, 2015.

27 Trial in this matter is set for June 22, 2015.

Pursuant to the tentative settlement, the parties jointly request the following:

2 1. Defendant District be relieved of its obligation to respond to the amended
3 complaint filed on December 22, 2014;

4 2. Defendants' pending motions for (1) Motion for Discovery Sanctions [Docket No.
5 121], (2) Motion to Remove Guardian ad Litem Cherise Abel-Irby [Docket No. 155], (3) Motion
6 for Leave to File Motion for Reconsideration [Docket No. 158] and (4) Motion to Compel
7 Compliance By W. Renee Martin with Defendant's Subpoena to Produce Documents [Docket No.
8 167] be withdrawn and otherwise taken off-calendar.

9 3. The Court set a deadline for the filing of the dismissal of April 1, 2015 and
10 continue the case management conference, currently set for March 18, 2015 to April 3, 2015.

LAW OFFICES OF NICOLE HODGE AMEY

LAW OFFICES OF NICOLE HODGE AMEY

By: /s/ Nicole Hodge Amey
Nicole Hodge Amey
Attorneys for Plaintiff JF

17 DATED: January 6, 2015

FAGEN FRIEDMAN & FULFROST, LLP

DATED: January 6, 2015 FAGEN FRIEDMAN & FULFROST, LLP

FAGEN FRIEDMAN & FULFROST, LLP

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FAGEN FRIEDMAN & FULFROST, LLP

By: /s/ Kimberly A. Smith

Kimberly A. Smith
Attorneys for Defendants NEW HAVEN
UNIFIED SCHOOL DISTRICT, ABHI BRAR,
CHRIS PERRY, ANGELA HIGGERSON, and
KENNETH PANDO

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

J.F. a minor, by her Guardian ad Litem
CHERISE ABEL-IRBY,

Plaintiff,

vs.

NEW HAVEN UNIFIED SCHOOL
DISTRICT, ABHI BRAR, CHRIS PERRY,
ANGELA HIGGERSON, KENNETH
PANDO and DOES 1-20,

Defendants.

CASE NO. C 13-03808 SI (EDL)

**[PROPOSED] ORDER GRANTING
WAIVER OF RESPONSIVE PLEADING
DEADLINE AND WITHDRAWAL OF
PENDING MOTIONS**

The Hon. Susan Illston

Trial Date: June 22, 2014

Having received the notice of conditional settlement from the parties to this action, the Court orders the following actions:

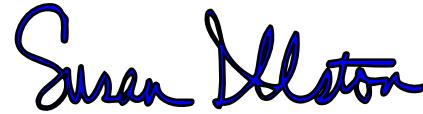
1. Defendant District is relieved of its obligation to respond to the amended complaint filed on December 22, 2014;
2. Defendants' pending motions for (1) Motion for Discovery Sanctions [Docket No. 121], (2) Motion to Remove Guardian ad Litem Cherise Abel-Irby [Docket No. 155], (3) Motion for Leave to File Motion for Reconsideration [Docket No. 158] and (4) Motion to Compel Compliance By W. Renee Martin with Defendant's Subpoena to Produce Documents [Docket No. 167] are withdrawn and otherwise taken off-calendar.

1 3. The case management conference, currently set for March 18, 2015 is continued to
2 April 3, 2015 at 9:00 a.m. It is expected that the parties will file their joint notice of dismissal
3 prior to that date.

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5 DATED: January 6, 2015

6 By:



7 Susan Illston
8 Judge of the United States District Court

9 00405-00153/703900.1

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